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22 *Attorneys for Defendants* EmpRes Healthcare, Inc., EHC
23 Financial Services, L.L.C. , Evergreen California Healthcare,
24 L.L.C., Evergreen California Healthcare L.L.C.; Evergreen at
25 Arvin L.L.C.; Evergreen at Bakersfield L.L.C.; Evergreen at
26 Heartwood L.L.C.; Evergreen at Springs Road L.L.C.;
27 Evergreen at Tracy L.L.C.; Evergreen at Oroville L.L.C.;
28 Evergreen at Petaluma L.L.C.; Evergreen at Gridley (SNF)
L.L.C.

29
30 UNITED STATES DISTRICT COURT
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32 NORTHERN DISTRICT OF CALIFORNIA
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34

35 Phyllis Wehlage, on her behalf and
36 on behalf of others similarly situated,

37 Plaintiff,

38 vs.

39 EmpRes Healthcare, Inc.; EHC
40 Management LLC; EHC Financial
41 Services LLC; Evergreen California
42 Healthcare LLC; Evergreen at Arvin
43 LLC; Evergreen at Bakersfield LLC;
44 Evergreen at Lakeport LLC;
45 Evergreen at Heartwood LLC;
46 Evergreen at Springs Road LLC;
47 Evergreen at Tracy LLC; Evergreen
48 at Oroville LLC; Evergreen at

50 No. C 10-05839 CW

51 **ORDER CONTINUING CASE
52 MANAGEMENT CONFERENCE
53 AND HEARING ON MOTION TO
54 QUASH; CIVIL L.R. 6-2, 7-12**

55 Judge: Hon. Claudia Wilken

56 [PROPOSED] ORDER: EMPRES
57 HEALTHCARE ET AL.'S 12(b)(6) MTD
58 (CASE NO. C 10-05839 CW)

1 Petaluma LLC; Evergreen at Gridley
2 (SNF) LLC; and DOES 1
THROUGH 100,

3 Defendants.

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1 Pursuant to the stipulation of the parties and good cause appearing,
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1. The Case Management Conference currently set for April 12, 2011, at 2:00 p.m. shall be continued to **July 14**, 2011 at **2:00 PM**.
2. The hearing on Defendants EmpRes Healthcare, Inc., EHC Financial Services, L.L.C. and Evergreen California Healthcare, L.L.C. filed a motion to dismiss Plaintiff's complaint for lack of *in personam* jurisdiction pursuant to Rule 12(b)(2) of the Federal Rules of Civil Procedure shall be continued to **July 14**, 2011 at **2:00 PM**. All moving, opposing and reply papers shall be filed and served according to the Local Rules.
3. Defendants' motions to dismiss pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure shall remain on calendar on April 7, 2011.

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: 3/28/2011


Hon. Claudia Wilken
United States District Judge

Respectfully Submitted,

MANATT, PHELPS & PHILLIPS

By: /s/ Brad Seiling

Brad W. Seiling
Attorneys for Defendants
EMPRES HEALTHCARE, INC., et al.

Dated: March 23, 2011

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